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1754

PTO/SB/30(09-04)

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# Request for Continued Examination (RCE) Transmittal

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Application Number	10/027,726
Filing Date	December 21, 2001
First Named Inventor	Colbert et al.
Art Unit	1754
Examiner Name	Peter J. Lish
Attorney Docket Number	11321-P011C1D8

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☒ Other Two-Month Extension of Time

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees**

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the underpayment of fees, or credit any overpayments, to Deposit Account No. 23-2426. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☒ Check in the amount of \$ 1,240.00 enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature		Date	April 11, 2005
Name (Print/Type)	Ross Spencer Garsson	Registration No.	38,150

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print/Type)	Serena Beller
Date	April 11, 2005

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

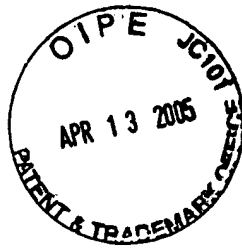
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11321-P011C1D8



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application: Colbert et al.  
Serial No.: 10/027,726  
Filed: December 21, 2001  
Confirmation No.: 2764  
Art Unit: 1754  
Examiner: Peter J. Lish  
Title: CONTINUOUS FIBER OF SINGLE-WALL CARBON  
NANOTUBES

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING

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*Serena Beller*

SERENA BELLER

**PRELIMINARY AMENDMENT ACCOMPANYING REQUEST FOR CONTINUED  
EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114**

Sir:

Concurrent with this Preliminary Amendment, Applicant has filed a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 in the present Application. This Request is in response to Examiner's Final Office Action having a mailing date of 16 November 2004 (the "Final Office Action"). As said period has expired, accompanying this request is a petition, under 37 C.F.R. § 1.136, for a two-month extension of time and the necessary fee, as set forth in 37 C.F.R. § 1.17(a).

**Amendments to the Claims** are shown in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.